

excess of the amount donated or granted shall be retained by or paid over to the governing body of the county or political subdivision from which such tax is collected; and in the event that the amount of State general ad valorem tax granted, donated and collected is in excess of the amount needed to pay off and fully discharge all legal obligations authorized by law and which were incurred prior to the adoption of Section 1-a of Article VIII of the Constitution of Texas then such excess shall be retained by or paid over to the governing body of the county or political subdivision from which such tax is collected. In the discretion of said governing body such excess shall be used either for the construction and maintenance of farm-to-market roads, or for flood control, only within the county, political subdivision, or defined area from which such tax is collected. The moneys thus retained or paid over shall be fully reported each year to the Comptroller of Public Accounts at the same time such Assessor-Collector makes his annual report as required by law, and the governing body of the county, political subdivision, or defined area thus retaining or being paid such excess money shall likewise report annually to the Comptroller of Public Accounts the sum thus retained or held and the purpose for which it was used. The moneys thus retained or held are declared to be trust funds to be used only for the purpose herein named, and the use thereof for any other purpose shall constitute a misapplication of public money and the person or persons so offending shall be punished as provided for in Article 86 of the Penal Code of the State of Texas."

Question—Shall the amendment by Senator Phillips be adopted?

Adjournment

On motion of Senator Lane, the Senate at 12:25 o'clock p. m. adjourned until 10:30 o'clock a. m. tomorrow.

FORTY-THIRD DAY

(Tuesday, March 27, 1951)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Carter	Nokes
Colson	Parkhouse
Corbin	Phillips
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert

Absent—Excused

Russell

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leaves of Absence

Senator Russell was granted leave of absence for today on account of important business on motion of Senator Fuller.

Reports of Standing Committees

Senator Aikin submitted the following reports:

Austin, Texas,
March 26, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred S. B. No. 355, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

AIKIN, Chairman

Austin, Texas,
March 26, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred S. B. No. 306, have had the same under consideration, and I am in-

structed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman

Senator Carney submitted the following reports:

Austin, Texas,
March 27, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred S. B. No. 325, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CARNEY, Chairman

Austin, Texas,
March 27, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred H. B. No. 426, have had same under consideration and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the committee substitute do pass in lieu thereof, and be printed.

CARNEY, Chairman

C. S. H. B. No. 426 was read first time.

Austin, Texas,
March 27, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 591, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

CARNEY, Chairman

Austin, Texas,
March 27, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 488, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

CARNEY, Chairman

Austin, Texas,
March 27, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 607, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

CARNEY, Chairman

Austin, Texas,
March 27, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 275, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

CARNEY, Chairman

Austin, Texas,
March 27, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 522, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

CARNEY, Chairman

Senator Ashley submitted the following report:

Austin, Texas,
March 27, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred S. J. R. No. 4, have had the same under consideration and beg to recommend to the Senate that it do not pass, but that the committee substitute, attached hereto, do pass in lieu thereof and be ordered printed.

ASHLEY, Chairman

C. S. S. J. R. No. 4 was read first time.

Senate Bill 394 on First Reading

Senator Bell moved that Senate Rule 114, and Section 5 of Article III of the State Constitution be sus-

pendent to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—26

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Shofner
Fuller	Strauss
Hardeman	Vick
Kelley of Hidalgo	Wagon seller
Kelly of Tarrant	Weinert

Absent

Hazlewood	Moore
Hudson	Tynan

Absent—Excused

Russell

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Bell:

S. B. No. 394, A bill to be entitled "An Act amending Section 3 and Section 4 of House Bill 13, Chapter 53, Acts of the Forty-second Legislature, Regular Session, 1931, codified as Section 3 and Section 4 of Article 2372c of Vernon's Texas Civil Statutes, relating to the use of county road machinery and other county equipment in soil conservation work, and adding a new section to said Act to be known as Section 4a, so as to provide a simplified procedure for the employment or hire of county road machinery and other county equipment on soil conservation projects involving contractual obligation or payment of Two Hundred Dollars (\$200) or less; and declaring an emergency."

To Committee on Counties and County Boundaries.

Senate Concurrent Resolution 39

Senator Bell offered the following resolution:

S. C. R. No. 39, Granting to the City of Victoria permission to sue the State of Texas.

Whereas, The City of Victoria is claiming title to a portion of the bed of the Guadalupe River bounded on

the Northwest by the Northwest line of the Original Four League Grant to the Town of Victoria, and on the Southeast by the Southeast line of such Grant, in Victoria County, Texas, and asserts that said portion of the bed of said River is enclosed within the boundaries of such Grant and that title thereto has vested in the City of Victoria, and that the City of Victoria owns same under the provisions of Article 5414a, of Vernon's Annotated Civil Statutes of Texas, known as The Small Bill; and

Whereas, The State of Texas also claims title to the bed of such River and denies that the portion thereof passing through said Four League Grant belongs to the City of Victoria, and has heretofore executed an oil and gas lease, acting through the Commissioner of the General Land Office, to Midstates Oil Corporation, dated October 19, 1950, covering that portion of such River bed bounded on the North by the railroad crossing of the T. & N. O. R. R. Company in the City of Victoria, and being bounded on the South or Southeast by the Southeast line of said Four League Grant to the City of Victoria; and

Whereas, It is to the best interests of the State of Texas, on the one hand, and said City of Victoria, on the other hand, to have the title to such portion of said River bed determined, and to do so it is necessary that permission to sue the State be given said City of Victoria; now, therefore, be it

Resolved, By the Senate of the State of Texas, the House of Representatives concurring, that the City of Victoria, Texas, be and it is hereby granted permission to sue the State of Texas, for the title and possession of that portion of the bed of the Guadalupe River which may lie between the Northwest and Southeast lines of the Four League Grant to the Town of Victoria, in Victoria County, Texas. The service of citation or other process may be had upon the Attorney General of Texas.

The sole purpose of this resolution is to grant permission to the City of Victoria, to sue the State of Texas, and nothing herein shall be construed as an admission against the State of Texas of any facts or the rights of either party in and to the above described land.

The resolution was read and was referred to the Committee on State Affairs.

Motion Not To Print

On motion by Senator Carney and by unanimous consent, C. S. H. B. No. 426 was ordered not printed.

Senate Bill 267 on Second Reading

Senator Parkhouse asked unanimous consent to suspend the regular order of business and that S. B. No. 267 be laid out for consideration at this time.

There was objection.

Senator Parkhouse then moved to suspend the regular order of business and that S. B. No. 267 be laid out for consideration at this time.

The motion prevailed by the following vote:

Yeas—21

Aikin	Kelly of Tarrant
Ashley	Lock
Bell	McDonald
Bracewell	Moffett
Bullock	Parkhouse
Carney	Phillips
Colson	Strauss
Corbin	Tynan
Hardeman	Wagonseller
Hazlewood	Weinert
Kelley of Hidalgo	

Nays—8

Carter	Moore
Fuller	Nokes
Lane	Shofner
Martin	Vick

Absent

Hudson

Absent—Excused

Russell

The President laid before the Senate on its second reading and passage to engrossment the following bill:

S. B. No. 267, A bill to be entitled "An Act amending the antitrust laws of the State of Texas by amending Title 126 of the Revised Civil Statutes of the State of Texas by adding a new article to be known as Article 7428-1 and by amending Chapter 3, Title 19, of the Penal Code of the State of Texas by adding a new Article to be known as Article 1634a, both to provide that it is a conspiracy in restraint of trade where any employer and any labor union make an agreement whereby persons not members of such union shall be denied

work by such employer or whereby such membership is made a condition of employment by such employer, or whereby such union acquires an employment monopoly; etc.; and declaring an emergency."

The bill was read second time.

Senator Parkhouse offered the following committee amendments to the bill which were severally adopted:

Committee Amendment No. 1:

Amend S. B. 267 by striking out the words in quotation marks in Section 1 and substituting therefor the following:

"Article 7428-1. It shall constitute a conspiracy in restraint of trade for any employer, any labor union, labor organization or any other person, group or organization to enter into any agreement or combination whereby persons who are members or who are not members of a union or organization shall be denied the right to work for an employer, or whereby membership or non-membership is made a condition of employment or of continuation of employment by an employer, or whereby any such union, organization, or any other person, group or organization acquires an employment monopoly in any enterprise."

Committee Amendment No. 2:

Amend S. B. 267 by striking out the words in quotation marks in Section 2 and substituting therefor the following:

"Article 1634a. It shall constitute a conspiracy in restraint of trade for any employer, any labor union, labor organization or any other person, group or organization to enter into any agreement or combination whereby persons who are members or who are not members of a union or organization shall be denied the right to work for an employer or whereby membership or non-membership is made a condition of employment or of continuation of employment by an employer, or whereby any such union, organization or any other person, group or organization acquires an employment monopoly in any enterprise."

On motion of Senator Parkhouse, and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to engrossment.

Motion To Place Senate Bill 267 on Third Reading

Senator Parkhouse moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 267 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving four-fifths vote of the members present):

Yeas—22

Aikin	Kelly of Tarrant
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Parkhouse
Colson	Phillips
Corbin	Strauss
Hardeman	Tynan
Hazlewood	Wagonseller
Kelley of Hidalgo	Weinert

Nays—7

Carter	Nokes
Fuller	Shofner
Lane	Vick
Moore	

Absent

Hudson

Absent—Excused

Russell

Senate Bill 143 on Second Reading

Senator Strauss asked unanimous consent to suspend the regular order of business and that S. B. No. 143 be laid out for consideration at this time.

There was objection.

Senator Strauss then moved to suspend the regular order of business and that S. B. No. 143 be laid out for consideration at this time.

The motion prevailed by the following vote:

Yeas—27

Aikin	Corbin
Ashley	Fuller
Bell	Hardeman
Bracewell	Hazlewood
Bullock	Kelley of Hidalgo
Carney	Lane
Carter	Lock
Colson	Martin

McDonald	Strauss
Moffett	Tynan
Moore	Vick
Parkhouse	Wagonseller
Phillips	Weinert
Shofner	

Nays—2

Kelly of Tarrant Nokes

Absent

Hudson

Absent—Excused

Russell

The President laid before the Senate on its second reading and passage to engrossment the following bill:

S. B. No. 143, A bill to be entitled "An Act creating and establishing a Commission to be known as the Liquefied Petroleum Gas Commission, prescribing the number of members of said Commission, their qualifications and duties, providing for the appointment of an Executive Director and employees; giving said Commission the power and authority to make rules and regulations to carry out the purposes of this Act; prescribing the manner of appeal by any licensee under this Act who is affected by such rule or regulation; providing for licenses and fees for all persons covered by this Act; providing for a surety bond and insurance coverage for all licensees; providing for cancellation of licenses after hearing; providing for disposition of all fees, and declaring an emergency."

The bill was read second time.

Senator Strauss offered the following committee amendments to the bill, which were severally adopted:

Committee Amendment No. 1:

Amend S. B. 143, Section 16, by striking out Subsections 1 and 2 thereof and substituting in lieu the following:

(1) Automobile bodily injury and property damage insurance coverages on each and every motor vehicle, including trailers and semi-trailers, used in the transportation of liquefied petroleum gases, in an amount of not less than Five Thousand (\$5,000.00) Dollars for bodily injuries sustained by any one person in any one accident and not less than Ten Thousand (\$10,000.00) Dollars for bodily injuries sustained by two or more persons in any one accident, and not

less than Five Thousand (\$5,000.00) Dollars total property damages for any one accident.

(2) Manufacturers and Contractors liability policy in an amount of not less than Five Thousand (\$5,000.00) Dollars for bodily injuries sustained by any one person in any one accident and not less than Ten Thousand (\$10,000.00) Dollars for bodily injuries sustained by two or more persons in any one accident, and not less than Five Thousand (\$5,000.00) Dollars total property damage for any one accident.

Committee Amendment No. 2:

Amend Section 14 so as to hereafter read:

Section 14(a). Provided further, that any operator or dealer in this State for which application is made who upon the effective date of this Act, was in bona fide legal operation under the authority of a license issued to him by the Gas Utilities Division of the Railroad Commission of Texas as provided for in Article 6053 of the Revised Civil Statutes, as amended, shall be deemed to be in compliance with all the terms, requirements and prerequisites of this Act, provided this authority does not extend beyond December 31, 1951.

(b) The Liquefied Petroleum Gas Commission is authorized, empowered and directed to recognize as meeting the provisions of this Act any examination, test, or requirement imposed heretofore by the Gas Utilities Division of the Railroad Commission of Texas as a prerequisite to securing and holding a license under said Railroad Commission. Where an operator, dealer, or other affected person under the provision of this Act, or of Art. 6053 of the Revised Civil Statutes, as amended, has heretofore satisfactorily complied with the rules, regulations, and requirements of the Gas Utilities Division of the Railroad Commission of Texas, he shall not be required to again take an examination in order to qualify for a license under this Act. All persons, firms, corporations, or other affected persons except those specifically excluded in the above paragraph who in the future apply for a license to do business under the provisions of this Act must comply fully with all its provisions.

Committee Amendment No. 3:

Amend S. B. No. 143 by striking

out all of Sec. 23 and substituting in lieu thereof as follows:

"Sec. 23. All funds held or controlled and all fees received from licenses issued under this Act by the Liquefied Petroleum Gas Commission and all funds thereafter received by the Commission under the provisions hereof, shall be deposited in the State Treasury, as received, to the credit of the Commission and expended in accordance with appropriations made by law. The funds realized from fees shall be applied first to the payment of the necessary expenses of the board in enforcing and administering the provisions of this Act. The members of said Commission shall look alone to the revenue derived from the operation of this law, appropriated by the Legislature, for expenses of conducting the Commission and administering this Act."

On motion of Senator Strauss and by unanimous consent, the caption was amended to conform to the body of the bill.

Senator Lane offered the following amendment to the bill:

Amend S. B. 143 by striking out Sections 1 to 7 and inserting in lieu thereof the following:

The Railroad Commission shall appoint and employ a Director of Liquefied Petroleum Gas Operators who shall devote his full time in administering the provisions of this Act, and sufficient employees shall be provided for the enforcement of this Act.

The amendment was adopted.

Senator Lane offered the following amendment to the bill:

Amend S. B. 143 by striking out word "commission" wherever used in Section 7 and all succeeding sections and insert in lieu thereof the word "director".

The amendment was adopted.

On motion of Senator Strauss and by unanimous consent further consideration of S. B. No. 143 was postponed until Monday, April 2, 1951, following the morning call.

Bill Signed

The President signed in the presence of the Senate, after the caption had been read, the following enrolled bill:

S. B. No. 361, A bill to be entitled "An Act validating city home rule charters voted under certain conditions, the proceedings relating to the adoption thereof, and the election of and assumption of office by new members of the governing body of the city under such charter; providing that such charter shall constitute the charter of the city, and declaring an emergency."

Senate Resolution 121

Senator Vick offered the following resolution:

Whereas, We are honored today with the presence of the Honorable Edgar Witt; and

Whereas, The Honorable Edgar Witt has served the State of Texas both as a member of the Senate and as Lieutenant Governor of our State; and

Whereas, He has demonstrated on many occasions his ability, statesmanship, and fine leadership qualities; now, therefore, be it

Resolved, That the Senate of the State of Texas officially recognize their former colleague and friend and extend to him a hearty and most cordial welcome; and, be it further

Resolved, That he be invited to address the Senate briefly and be extended the privileges of the floor for the day.

The resolution was read and was adopted.

The President appointed Senators Vick, Weinert, Aikin, Kelley of Hidalgo and Moffett to escort the Honorable Edgar E. Witt to the President's stand.

The President presented Senator Vick and Senator Vick introduced former Lieutenant Governor Edgar E. Witt to the Senate. Governor Witt addressed the Senate and recalled some of his memories of days spent in the Senate.

Message From the House

Hall of the House of Representatives,
Austin, Texas,
March 27, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. C. R. No. 38, Invitation to Hon. Donald R. Wilson of American Legion to address Joint Session of the Legislature.

S. C. R. No. 9, Permitting George W. Soefje of Comal County, Texas, to sue the State of Texas and the State Highway Department of Texas, etc.

Respectfully submitted,
CLARENCE JONES,
Chief Clerk, House of Representatives.

Motion To Spread on Journal

Senator Strauss moved to reconsider the vote by which Senator Lane's amendments to S. B. No. 143 were adopted and that the motion to reconsider be spread on the Journal.

Senate Bill 278 on Second Reading

Senator Hardeman asked unanimous consent to suspend the regular order of business and that S. B. No. 278 be laid out for consideration at this time.

There was objection.

Senator Hardeman then moved to suspend the regular order of business and that S. B. No. 278 be laid out for consideration at this time.

Pending discussion of the motion by Senator Phillips, Senator Bullock raised the point of order that the motion to suspend the regular order of business was not debatable.

The President overruled the point of order and ruled that the motion to suspend the regular order of business was debatable.

After further discussion of the motion by Senator Phillips, the motion to suspend the regular order of business and that S. B. No. 278 be laid out for consideration at this time prevailed by the following vote:

Yeas—22

Aikin	Kelley of Hidalgo
Ashley	Lane
Bullock	Lock
Carney	Moore
Carter	Parkhouse
Colson	Shofner
Corbin	Strauss
Fuller	Tynan
Hardeman	Vick
Hazlewood	Wagonseller
Hudson	Weinert

Nays—8

Bell	McDonald
Bracewell	Moffett
Kelly of Tarrant	Nokes
Martin	Phillips

Absent—Excused

Russell

The President laid before the Senate on its second reading and passage to engrossment the following bill:

S. B. No. 278, A bill to be entitled "An Act repealing Article 601, Revised Civil Statutes of Texas of 1925, and House Bill No. 1, being Chapter 316, Acts of the 51st Legislature; creating a Board of Control and defining its powers and duties; among other powers and duties being those heretofore exercised by the Board of Control abolished by this Act, as well as those heretofore exercised by the Board for Texas State Hospitals and Special Schools; etc.; and declaring an emergency.

The bill was read second time.

(Pending discussion of S. B. No. 278, Senator Weinert occupied the Chair temporarily.)

(President in Chair.)

Senator Tynan offered the following amendment to the bill:

Amend Senate Bill 278, Section 5, so that same shall hereinafter read as follows:

"Section 5. There is hereby created the Board for Texas State Hospitals and Special Schools which shall be composed of six (6) members to be appointed by the Governor with the advice and consent of the Senate of Texas, such appointments to be made biannually on or before April first (1st). The composition of the Board shall be as follows: One (1) person licensed by the State Board of Medical Examiners and who has practiced general medicine for a minimum of five (5) years; one (1) person licensed by the State Board of Medical Examiners and who has specialized in tuberculosis and practiced as a tuberculosis specialist for a minimum of five (5) years; two (2) persons licensed by the State Board of Medical Examiners and who have specialized as neuropsychiatrists for a minimum of five (5) years; one (1) hospital administrator with a minimum of five (5) years experience in hospital ad-

ministration in a hospital having a minimum of one hundred (100) beds for the care and treatment of the sick; and (1) person qualified by education in the training and education of exceptional children and special services rendered to exceptional children. Each member of said Board shall be a state officer within the meaning of the constitution and before entering upon the discharge of his duties shall take the constitutional oath of office. The term of office of each member shall be six (6) years, except that in making the first appointments, the Governor shall name two (2) members for a term of two (2) years each; two (2) members for a term of four (4) years each and two (2) members for a term of six (6) years each so that the terms of two (2) members shall expire every two (2) years. Vacancies occurring in the Board shall be filled by appointment of the Governor for the unexpired term.

Effective September 1, 1951, the control and management of and all rights, privileges, powers and duties incident thereto (including building, design and construction) of the hereinafter named Hospitals and Special Schools shall be and is transferred to, vested in and shall be exercised by the Board for Texas State Hospitals and Special Schools created by this Act and in the Hospitals and Schools Director as hereinafter provided:

The Austin State Hospital, Austin State School, Austin State School Farm Colony, The Confederate Home for Women, the Texas Confederate Home For Men, The Texas Blind, Deaf and Orphan School, The Texas School for the Blind, The Texas School for the Deaf, and the State Dairy and Hog Farm, all located in or adjacent to the City of Austin, Texas. The Abilene State Hospital, Abilene, Texas, The Big Spring State Hospital, Big Spring, Texas, The Rusk State Hospital, Rusk, Texas, The San Antonio State Hospital, San Antonio, Texas, The Terrell State Hospital, Terrell, Texas, The Wichita Falls State Hospital, Wichita Falls, Texas, The State Tuberculosis Sanatorium, Sanatorium, Texas, The Kerrville State Sanatorium, Kerrville, Texas, The East Texas Tuberculosis Sanatorium, Tyler, Texas, The Weaver H. Baker Tuberculosis Sanatorium, Mission, Texas, The Mexia State School and Home, Mexia, Texas, The Alabama Coushatta Indian Res-

ervation, Livingston, Texas, The Waco State Home, Waco, Texas, The State Orphans Home, Corsicana, Texas, The School for the Cerebral Palsied and all other institutions heretofore or hereafter referred to as "eleemosynary institutions" or "hospitals and special schools" except the Gatesville State School for Boys, Gatesville, Texas, Gainesville State School for Girls, Gainesville, Texas, and Brady State School for Negro Girls, Brady, Texas.

All personal and real property now used or owned by the Board for Texas State Hospitals and Special Schools for administration of any of the institutions named herein is hereby transferred to the Board for Texas State Hospitals and Special Schools as created by this Act.

The Board shall submit nominations to the Board of Control for a Hospitals and Special Schools Director, together with all Department Heads necessary to maintain and operate the institutions as set forth in this Act and as provided for in the program instituted by the Texas State Board of Hospitals and Special Schools herein created. The Hospitals and Special Schools Director shall receive a salary of not to exceed Ten Thousand (\$10,000) per annum and shall possess qualifications and training which suit him to manage the affairs of a modern system of State Hospitals and Special Schools, and it shall be his duty to carry out the policies of the Board in the management and control of the institutions under said Board. The Hospitals and Special Schools Director shall give bond in the sum of Fifty Thousand Dollars (\$50,000) payable to the State of Texas conditioned upon the faithful performance of his duties.

The Board of Texas State Hospitals and Special Schools shall submit nominations of Department Heads, along with explanation of their duties and salary schedules, and the policies and programs as determined by the Board of Texas State Hospitals and Special Schools to the Board of Control for their approval. In the event any nomination or policy so submitted does not meet the approval of the Board of Control, the Texas State Board of Hospitals and Special Schools shall submit further nominations to the Board of Control for their approval; it being understood that the power of nomination of the Department Heads shall be vested in the Texas State Board of Hospitals

and Special Schools, subject to the approval of the Board of Control.

In order to coordinate the policies and program of the Board of Control as provided for in this Act and the Board for Texas State Hospitals and Special Schools as provided for in this Act, there shall be joint meetings of these Boards at least once every ninety (90) days in order to determine and define the policies to provide the best care possible for the wards of the state who are patients in the Texas State Hospitals and Special Schools.

TYNAN
HARDEMAN

(Senator Aikin in Chair.)

Question—Shall the amendment by Senator Tynan be adopted.

Adjournment

On motion of Senator Weinert and by unanimous consent, the Senate at 1:30 o'clock p. m. adjourned until 10:30 o'clock a. m. tomorrow.

FORTY-FOURTH DAY

(Wednesday, March 28, 1951)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

Absent—Excused

Fuller Russell

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of